

Honolulu, Hawaii

APR - 1 2015

RE: S.R. No. 76
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Eighth State Legislature
Regular Session of 2015
State of Hawaii

Madam:

Your Committee on Public Safety, Intergovernmental and
Military Affairs, to which was referred S.R. No. 76 entitled:

"SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY
TO FORM A WORKING GROUP TO EXAMINE SMARTER SENTENCING TO
IMPROVE THE QUALITY AND RELIABILITY OF STATE CRIMINAL
SENTENCING PRACTICES, "

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Request the Department of Public Safety to form a working group to examine smarter sentencing to improve the quality and reliability of state criminal sentencing practices; and
- (2) Request that the working group submit a report of its findings and recommendations, including any proposed legislation, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2016.

Your Committee received testimony in support of this measure from the Crime Victim Compensation Commission; Institute for Human Services, Inc.; Community Alliance on Prisons; Sex Abuse Treatment Center; Drug Policy Action Group; Ho'omana Pono, LLC; and five individuals. Your Committee received comments on this measure from the Department of Public Safety and the Department of the Prosecuting Attorney of the City and County of Honolulu.



Your Committee finds that the increasing number of individuals imprisoned has led to rising operating costs, community reliance on incarceration, and growing numbers of inmates prematurely released from prison each year. Interdependency among participants in the judicial process needs to be recognized in working with each other and in the decision-making processes regarding offenders. A working group to examine smarter sentencing, which enhances the decision making ability of criminal justice stakeholders in the selection and application of fair and efficient sanctioning goals, will improve the quality of the State's criminal sentencing practices.

Your Committee has amended this measure by:

- (1) Expanding the working group to include one representative of the Sex Abuse Treatment Center, one representative of the Hawaii State Coalition Against Domestic Violence, and one representative of Mothers Against Drunk Driving Hawaii; and
- (2) Amending the list of recipients to receive a certified copy.

As affirmed by the record of votes of the members of your Committee on Public Safety, Intergovernmental and Military Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.R. No. 76, as amended herein, and recommends that it be referred to the Committee on Judiciary and Labor, in the form attached hereto as S.R. No. 76, S.D. 1.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety,
Intergovernmental and Military
Affairs,



WILL ESPERO, Chair



The Senate
Twenty-Eighth Legislature
State of Hawai'i

Record of Votes
Committee on Public Safety, Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* SR 76	Committee Referral: PSM, JOL	Date: 3-31-15		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="text-align: center;"><input type="checkbox"/> Pass, unamended 2312</div> <div style="text-align: center;"><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div style="text-align: center;"><input type="checkbox"/> Hold 2310</div> <div style="text-align: center;"><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
ESPERO, Will (C)	X			
BAKER, Rosalyn H. (VC)				X
GALUTERIA, Brickwood	X			
KEITH-AGARAN, Gilbert S.C.	X			
SLOM, Sam	X			
TOTAL	4	0	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature:				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes